11

## REMARKS/ARGUMENTS

- 1. In the above referenced a Notice of Panel Decision from Pre-Appeal Brief Review, the Panel indicated that the pre-appeal brief is not being entered because the request does not include reasons why a review is appropriate and the argument directed to species requirement are not appropriate for a pre-appeal request. The Notice further indicated that the time period for filing a response continues to run from the receipt date of the Notice of Appeal or from the mail date of the last Office communication, if no Notice of Appeal has been received.
- 2. A Notice of Appeal was filed on 3/26/07. The applicant hereby withdraws the Notice of Appeal and is filing herewith an RCE and petition for a one month extension of time. With the Notice of Appeal being filed on 3/26/07, the applicant would have had two months to file an Appeal Brief absent the Pre-Appeal process. Given the above referenced Notice and a one month extension of time, the applicant has until 6/26/07 to file the present response.

## RESPECTFULLY SUBMITTED,

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